THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.18544 OF 2007

DATED: 31-08-2007

Between :

L. Hariharappa … Petitioner

And

1. The Revenue Divisional Officer, Dharmavaram, Ananthapur District & Others. … Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.18544 OF 2007

ORDER :

The petitioner is the authorized dealer of the fair price shop of Jambugumpala Village, Kundurpi Mandal, Ananthapur District. His authorization was suspended pending enquiry by the 1st respondent – Revenue Divisional Officer on the basis of the report submitted by the Tashildar, Kundurpi stating that the petitioner has committed several irregularities in distribution of essential commodities to the cardholders. Aggrieved by the same, the petitioner preferred an appeal before the 2nd respondent. The said appeal was dismissed by order dated 25-8-2007 holding that since a prima facie case was made out and particularly having regard to the gravity of irregularities the 1st respondent had rightly suspended the authorization pending enquiry.

Hence, this writ petition seeking a declaration that the orders passed by the respondents 1 and 2 dated 25-8-2007 and 10-8-2007 are arbitrary and illegal.

Having heard the learned Counsel for the petitioner and the learned Government Pleader for Civil Supplies appearing for the respondents, I do not find any justifiable reason to interfere with the orders passed by the respondents 1 and 2. Admittedly, the order dated 10-8-2007 was only as an interim measure suspending the authorization pending enquiry. Such a discretionary order passed by the 1st respondent in public interest, in the absence of any error of jurisdiction or contravention of statutory provision, does not warrant

interference by this Court.

Writ Petition is accordingly disposed of with a direction to the 1st respondent to complete the enquiry as expeditiously as possible following due process of law particularly within a period of two weeks from the date of receipt of this order.

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G. ROHINI, J.

Dt. 31-08-2007

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